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In re Application of
Paschal
Serial No.: 10/530,649 : DECISION ON
PCT No.: PCT/SG03/00121 : PETITION
Int. Filing Date: 21 May 2003 : UNDER 37 CFR 1.137(b)
Priority Date: 21 May 2002 :
Attorney's Docket No.: B5680PCCT 622590-9 :
For: STRATEGIC BUSINESS SIMULATION :
:

This decision is responsive to the "PETITION FOR REVIVAL OF AN INTERNATIONAL APPLICATION FOR PATENT DESIGNATING THE U.S. ABANDONED UNINTENTIONALLY UNDER 37 C.F.R. § 1.137(b)" filed 06 April 2005.

BACKGROUND

On 21 May 2003, applicants filed international application PCT/SG03/00121, which claimed priority of an earlier Singapore application filed 21 May 2002. A copy of the international application was communicated to the United States Patent and Trademark Office from the International Bureau on 27 November 2003. Accordingly, the thirty-month period for paying the basic national fee for the national stage in the United States expired at midnight on 21 November 2004.

On 06 April 2005, applicants filed the current petition along with a transmittal letter for entry into the national stage in the United States. The transmittal letter was accompanied by, *inter alia*, a petition to revive, a check for the petition to revive, a preliminary amendment and a check for the basic national fee. These papers were assigned Application No. 10/530,649.

DISCUSSION

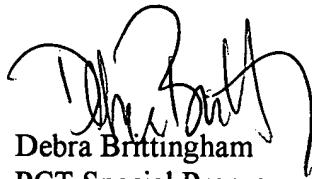
A petition under 37 CFR 1.137(b) requesting that the application be revived on the grounds of unintentional delay must be filed promptly after the applicant becomes aware of the abandonment and such petition must be accompanied (1) by a statement that the "entire delay in filing the required reply from the due date for the reply until the filing of a grantable petition was unintentional," (2) by a proper reply, (3) by the petition fee required by law (37 CFR 1.17(m)), and (4) if the international filing date of the application is before June 8, 1995, any petition to revive under 37 CFR 1.137(b) must be accompanied by a terminal disclaimer and small entity fee of \$55

Applicants have provided the required statement, a proper reply and the petition fee. Therefore, the petition to revive is **GRANTED**.

CONCLUSION

The petition to revive the application abandoned under 35 U.S.C. 371(d) is **GRANTED** as to the National Stage in the United States of America.

This application is being forwarded to the national stage office for preparation of a "NOTIFICATION OF ACCEPTANCE OF APPLICATION UNDER 35 U.S.C. 371 AND 37 CFR 1.494 OR 1.495" (Form PCT/DO/EO/903) showing a 35 U.S.C. 371 date of **06 April 2005**.



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